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LOCKE LORD BISSELL & LIDDELL LLP

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Attorneys for Defendants

EXECUTIVE TRUSTEE SERVICES, LLC (incorrectly sued herein as “ETS Services, LLC”) and GMAC MORTGAGE, LLC (incorrectly sued herein as “GMAC Mortgage”)

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA

EDGAR L. FIGUEROA,

Plaintiff,

vs.

ETS SERVICES, LLC, GMAC
MORTGAGE, and DOES 1-50,
inclusive,

Defendants.

) CASE NO. CV 08-07400 GAF (MANx)

)
) **DEFENDANTS’ AMENDED NOTICE**
) **OF MOTION**

) Honorable Gary A. Feess

) Date: February 2, 2009

) Time: 9:30 a.m.

) Place: Courtroom 740

)

TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that on February 2, 2009, at 9:30 a.m., or as soon thereafter as the matter may be heard, Defendants Executive Trustee Services, LLC (“Executive Trustee”) (incorrectly sued herein as “ETS Services, LLC”) and GMAC Mortgage LLC (“GMACM”) (incorrectly sued herein as “GMAC Mortgage”) (collectively, the “Defendants”) will bring for hearing before the Honorable Gary A.

1 Feess, United States District Judge, in Courtroom 740 of the United States Courthouse
 2 located at 255 E. Temple St., Los Angeles, California, a Motion to Dismiss the
 3 Complaint filed by Plaintiff Edgar L. Figueroa. Defendants filed their Motion to
 4 Dismiss on November 14, 2008. This case was initially assigned to the Honorable
 5 Manuel L. Real, who ordered that the case be reassigned due to self-recusal pursuant
 6 to Section 3.2 of General Order 08-05 on November 20, 2008. This case was
 7 subsequently re-assigned to the Honorable Gary A. Feess. Therefore, Defendants'
 8 Amended Notice of Motion corrects only the location and time of the hearing; the date
 9 remains the same.

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 11 Dated: January 22, 2009

Respectfully submitted,

12 LOCKE LORD BISSELL & LIDDELL LLP

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 14 By: /s/ John M. Hochhausler
 15 John M. Hochhausler
 16 Matthew B. McClendon

17 Attorneys for Defendants
 18 EXECUTIVE TRUSTEE SERVICES, LLC
 19 and GMAC MORTGAGE, LLC
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CERTIFICATE OF SERVICE

I, John M. Hochhausler, an attorney, do hereby certify that on January 22, 2009,
I caused a copy of the foregoing DEFENDANTS' AMENDED NOTICE OF
MOTION to be served by the method so indicated below upon the following parties:

Homan Mobasser
Scott M. Gitlen
Mitchell W. Roth
or Attorney currently responsible for
the matter referenced herein
M.W. Roth, PLC
13245 Riverside Drive, Suite 320
Sherman Oaks, California 91423
Via U.S. Mail, postage prepaid.

Dated: January 22, 2009

By: /s/ John M. Hochhausler
John M. Hochhausler

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